

JUN 27 2006

PTO/SB/30 (04-05)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

**Request
for
Continued Examination (RCE)
Transmittal**Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/684,026
Filing Date	10/16/2000
First Named Inventor	DeVico et al.
Art Unit	1648
Examiner Name	Ulrike Winkler
Attorney Docket Number	014835-55.99-002

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- iii. ☐ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/ Declaration(s)
- iv. ☐ Other _____
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(l) required)
- b. ☐ Other _____
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. 13-4365. I have enclosed a duplicate copy of this sheet.
- a. ☒ RCE fee required under 37 CFR 1.17(e)
- i. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- ii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	<i>Marianne Fuller</i>	Date	June 27, 2006
Name (Print/Type)	Marianne Fuller	Registration No.	39,983

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	<i>Marianne Fuller</i>	Date	6/27/06
Name (Print/Type)	Marianne Fuller		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

09684026

00000045 134365

06/28/2006 ZJUHQ1

395.00 DA

02 FC:2801

RECEIVED
CENTRAL FAX CENTER

001/003

JUN 27 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re United States Patent Application of:****Applicant:** DeVico, et al.**Application No.:** 09/684,026**Filed:** October 6, 2000**Title:** VIRUS COAT
PROTEIN/RECEPTOR
CHIMERAS AND METHODS
OF USE**Customer No.:** 24239**Docket No.:** 014835-54.99-002**Examiner:** U. Winkler**Art Unit:** 1648**Confirmation
No.:** 3193**FACSIMILE TRANSMISSION CERTIFICATE****ATTN: Examiner U. Winkler****Fax No.: (571) 273-8300**

I hereby certify that this document is being filed in the United States Patent and Trademark Office, via facsimile transmission to Mail Stop RCE, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on June 27, 2006, to United States Patent and Trademark Office facsimile transmission number (571) 273-8300.

3

Number of Pages (including cover)



Marianne Fuierer

June 27, 2006

Date

**REQUEST FOR CONTINUED EXAMINATION (RCE) AND PETITION UNDER 37 CFR
§1.136 FOR THREE MONTH EXTENSION OF TIME IN U.S. PATENT APPLICATION
NO. 09/684,026**

Mail Stop RCE
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants have included herewith necessary forms for a Request for Continued Examination and the required fee of \$790.00. Further, applicants hereby petition for a three (3) month

TR11631313v1

1

06/28/2006 2:04:01 PM 00000045 134365 09684026


01 FC:2253 510.00 DA

extension of time, extending the deadline for responding to the December 28, 2005 Office Action from March 28, 2006 to June 28, 2006. The entry of this petition results in a petition fee of \$1020.00.

The U.S. Patent and Trademark Office is hereby authorized to charge the RCE fee (\$790.00) and the Three Month Extension fee (\$1020.00) to Deposit Account No. 13-4365 of Moore & Van Allen PLLC.

In the event that any issues remain, Examiner Winkler is requested to contact the undersigned attorney at (919) 286-8089 to resolve same.

Respectfully submitted,


Marianne Fuierer
Attorney for the Applicants
Registration No. 39,983

Moore & Van Allen, PLLC
P. O. Box 13706
Research Triangle Park, NC 27709
Telephone: (919)-286-8000
Fax: (919)-286-8199